

Form 149

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

In re:

**Daniel L Fulop**  
Debtor(s)

Bankruptcy Case No.: 19-24137-CMB  
Per June 11, 2020 proceeding  
Chapter: 13  
Docket No.: 35 - 15  
Concil. Conf.: September 10, 2020 at 02:00 PM

**ORDER OF COURT CONFIRMING PLAN AS MODIFIED  
AND SETTING DEADLINES FOR CERTAIN ACTIONS**

**(1.) PLAN CONFIRMATION:**

IT IS HEREBY ORDERED that upon consent of the Debtor(s), the Chapter 13 Plan dated 11/6/19 is CONFIRMED as modified at the Plan confirmation hearing. Terms of the Plan not expressly modified by this Order remain in full force and effect. A copy of this Plan was previously mailed to you. *Only those provisions which are checked below apply to this case:*

- ☒ A. For the remainder of the Plan term, the periodic Plan payment is amended to be \$502.00 as of 6/20. Debtor(s)' counsel shall file a motion to amend the income attachment order within seven (7) days of the date of this Order.
- ☐ B. The length of the Plan is increased to a total of months. This statement of duration of the Plan is an approximation. The Plan shall not be completed until the goals of the Plan have been achieved. The total length of the Plan shall not exceed sixty (60) months.
- ☒ C. Plan confirmation is on an interim basis only as a form of adequate protection. The Trustee is authorized to distribute to secured and priority creditors with percentage fees. ***A final plan conciliation conference will be held on Sep. 10, 2020 at 02:00 PM, in remotely by the Trustee via Zoom, how to participate: goto www.ch13pitt.com, meetings@chapter13trusteewdpa.com.*** If the Parties cannot resolve all disputes at the conciliation conference, a hearing will be scheduled and orally announced at the conclusion of the conference without any further written notice to any party. Parties are directed to monitor the Court's docket and read the Chapter 13 Trustee's minutes of the conciliation conference to the extent such parties desire more information regarding the outcome of the conciliation conference.
- ☐ D. Plan confirmation is subject to the resolution of all actions to determine the avoidability, priority, or extent of liens; including determination of the allowed amount of secured claims under 11 U.S.C. §506, disputes over the amount and allowance of claims entitled to priority under 11 U.S.C. §507, and all objections to claims.
- ☐ E. The allowed claims of general unsecured creditors shall be paid from available funds on a pro rata basis, which may represent an increase or decrease in the amount projected in the Plan.
- ☐ F. shall be paid monthly payments of \$ beginning with the Trustee's distribution and continuing for the duration of the plan term, to be applied by that creditor to its administrative claim, budget payments and/or security deposit. These payments shall be at the third distribution level.
- ☐ G. The claims of the following creditors shall govern as to amount, classification and rate of interest (or as otherwise noted), unless the Debtor(s) successfully objects to the claim: .
- ☒ H. Additional Terms: LMP No Look fee is stricken from plan as debtors are not pursuing LMP.

**(2.) IT IS FURTHER ORDERED THAT THE FOLLOWING DEADLINES ARE ESTABLISHED:**

**A. Objections to the Plan.** Pursuant to *Fed.R.Bankr.P. 2002(b)*, this Order shall not become final for a period of twenty-eight (28) days. Any party in interest with an objection to any provision of this Confirmation Order must file a written objection within that twenty-eight (28) day period. Failure to timely object shall be deemed a waiver of all objections and an acceptance of the provisions of this confirmed Plan. The Trustee may disburse funds pursuant to this confirmation order upon its entry.

**B. Applications to retain brokers, sales agents, or other professionals.** If the Plan contemplates sales of assets or litigation proceeds as a source of funding, Debtor(s) shall file motion(s) to employ the necessary professionals within thirty (30) days hereof.

**C. Review of Claims Docket and Objections to Claims.** Pursuant to *W.PA.LBR 3021-1(c)(2)*, the Debtor or Debtor's attorney, if represented, shall review the proofs of claim filed and shall file objections to any disputed claims within ninety (90) days after the claims bar date or, for late filed or amended claims, within ninety (90) days after they are filed and served. Absent an objection, the proof of claim will govern as to the classification and amount of the claim. Objections filed after the ninety (90) days specified herein shall be deemed untimely.

**D. Motions or Complaints Pursuant to §§506, 507 or 522.** All actions to determine the priority, avoidability, or extent of liens, all actions pursuant to *11 U.S.C. §§506, 507 and 522* shall be filed within ninety (90) days after the claims bar date.

**E. Filing Amended Plans.** Within fourteen (14) days after the Bankruptcy Court resolves the priority, avoidability, or extent of a lien, or any objection to claim, the Debtor(s) shall file an amended Plan to provide for the allowed amount of the claim if the allowed amount differs from the amount stated in the plan. Debtor(s) shall also file an amended Plan within thirty (30) days after the claims bar date(s) in the event that no objection is filed and the claim(s) as filed causes the Plan to be underfunded.

(3.) ***IT IS FURTHER ORDERED THAT:***

**A.** After the claims objection deadline, the Plan shall be deemed amended to conform to the claims filed or otherwise allowed. If the Plan expressly modified the terms of payment to any creditor pursuant to *11 U.S.C. §1322(b)(2)*, nothing in this Order shall be construed to change the payment terms established in the Plan.

**B.** Any creditor who files or amends a proof of claim shall serve a copy on the Debtor(s) or counsel for the Debtor(s).

**C.** Any creditor whose payment changes due to variable interest rates, change in escrow, or change in monthly payments, shall notify the Trustee, Debtor(s)' counsel and Debtor(s) at least twenty-one (21) days prior to the change taking effect.

**D.** Debtor's counsel must file a fee application in accordance with *W.PA.LBR 2016-1* before attorney fees in excess of the "no look" provision (including retainer) will be allowed or paid.

**E.** The Trustee shall file a *Certificate of Default and Request for Dismissal* of the case in the event of a material Plan default. If the default involves failure to make a plan payment the case will result in dismissal without further hearing upon filing and service of an *Affidavit of Default* by the Trustee. The Trustee is not precluded from raising pre-confirmation defaults in any subsequent motion to dismiss.

**F.** In the event that any order is entered in this case granting relief from the automatic stay to a secured creditor, then the Trustee shall make no further disbursements to any creditor on account of any ***secured claim*** that is secured by the subject property, unless directed otherwise by further Order of Court.

  
Carlota M. Böhm, Judge  
United States Bankruptcy Court

Dated: June 22, 2020

cc: All Parties in Interest to be served by Clerk in seven (7) days

**Certificate of Notice Page 4 of 5**  
 United States Bankruptcy Court  
 Western District of Pennsylvania

In re:  
 Daniel L Fulop  
 Debtor

Case No. 19-24137-CMB  
 Chapter 13

**CERTIFICATE OF NOTICE**

District/off: 0315-2

User: lmar  
 Form ID: 149

Page 1 of 2  
 Total Noticed: 25

Date Rcvd: Jun 22, 2020

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jun 24, 2020.

db  
 15152911 +Daniel L Fulop, 10 Maple Glen Road, Brownsville, PA 15417-9005  
 +Allegheny Health Network Hom Infusion, 6900 College Blvd., Suite 550,  
 Overland Park, KS 66211-1596  
 15145275 +Allegheny Health Network Hom Infusion, 6900 College Blvd., Suite 550,  
 Overland Park, KS 66211-1596  
 15145276 +Allegheny Health System, PO Box 645266, Suite 500, Pittsburgh, Pennsylvania 15264-5250  
 15145277 +Allegheny Health Network-Jefferson, c/o State Collection, 2509 South Strogton Rd.,  
 Madison, Wisconsin 53716-3314  
 15145278 +Brownsville Ambulance Service, PO Box 8, Indiana, PA 15701-0008  
 15145279 +Citibank, c/o Radius Global, PO Box 390905, Minneapolis, MN 55439-0905  
 15145281 +Lowe's, c/o Patende & Felix Law Firm, 501 Corporate Drive Suite 205,  
 Canonsburg, PA 15317-8584  
 15145282 +Medevac Ambulance, 332 Wampum Avenue, Ellwood City, PA 16117-1269  
 15145283 +PNC Bank, 2730 Liberty Avenue, Pittsburgh, Pennsylvania 15222-4747  
 15178361 +PNC Bank, N.A., P.O. Box 94982, Cleveland, OH 44101-4982  
 15171457 +PNC Bank, National Association, PO Box 94982, Cleveland OH 44101-4982  
 15145284 +Sears, PO Box 9001055, Louisville, KY 40290-1055  
 15145286 South Hills Orthopedics, 20000 Oxford Road, Suite 211, Bethel Park, PA 15102  
 15145287 +St Clair Hospital, c/o CBCS, PO Box 2724, Columbus, OH 43216-2724  
 15145288 +St Claire Hospital, c/o CBCS, PO Box 2724, Columbus, Ohio 43216-2724  
 15145289 St. Clair Hospital, PO Box 540831, Pittsburgh, PA 15264  
 15145290 +Washington Hospital, 155 Wilson Avenue, Washington, Pennsylvania 15301-3398

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

cr  
 +E-mail/PDF: PRA\_BK2\_CASE\_UPDATE@portfoliorecovery.com Jun 23 2020 04:05:16  
 PRA Receivables Management, LLC, PO Box 41021, Norfolk, VA 23541-1021  
 15145280 +E-mail/PDF: gecsedirecoverycorp.com Jun 23 2020 04:06:05 Lowe's, PO Box 530914,  
 Atlanta, Georgia 30353-0914  
 15169818 E-mail/PDF: PRA\_BK2\_CASE\_UPDATE@portfoliorecovery.com Jun 23 2020 04:05:16  
 Portfolio Recovery Associates, LLC, POB 12914, Norfolk VA 23541  
 15145285 +E-mail/Text: ccusa@ccuhome.com Jun 23 2020 03:56:19 South Hills Orth,  
 c/o Credit Collections USA, 16 Distributer Drive, Suite 1, Morgantown, WV 26501-7209  
 15145694 +E-mail/PDF: gecsedirecoverycorp.com Jun 23 2020 04:05:08 Synchrony Bank,  
 c/o of PRA Receivables Management, LLC, PO Box 41021, Norfolk, VA 23541-1021  
 15176043 +E-mail/PDF: gecsedirecoverycorp.com Jun 23 2020 04:06:05 Synchrony Bank,  
 c/o PRA Receivables Management, LLC, PO Box 41021, Norfolk VA 23541-1021  
 15145291 +E-mail/Text: bdsupport@creditmanagementcompany.com Jun 23 2020 04:03:02 Washington Hospital,  
 c/o CMC, 2121 Noblestown Road, Pittsburgh, PA 15205-3956

TOTAL: 7

\*\*\*\*\* BYPASSED RECIPIENTS (undeliverable, \* duplicate) \*\*\*\*\*

cr  
 PNC BANK NATIONAL ASSOCIATION  
 15152912\* +Allegheny Health System, PO Box 645266, Suite 500, Pittsburgh, Pennsylvania 15264-5250  
 15152913\* +Allegheny Health Network-Jefferson, c/o State Collection, 2509 South Strogton Rd.,  
 Madison, Wisconsin 53716-3314  
 15152914\* +Brownsville Ambulance Service, PO Box 8, Indiana, PA 15701-0008  
 15152915\* +Citibank, c/o Radius Global, PO Box 390905, Minneapolis, MN 55439-0905  
 15152916\* +Lowe's, PO Box 530914, Atlanta, Georgia 30353-0914  
 15152917\* +Lowe's, c/o Patende & Felix Law Firm, 501 Corporate Drive Suite 205,  
 Canonsburg, PA 15317-8584  
 15152918\* +Medevac Ambulance, 332 Wampum Avenue, Ellwood City, PA 16117-1269  
 15152919\* +PNC Bank, 2730 Liberty Avenue, Pittsburgh, Pennsylvania 15222-4747  
 15152920\* +Sears, PO Box 9001055, Louisville, KY 40290-1055  
 15152921\* +South Hills Orth, c/o Credit Collections USA, 16 Distributer Drive, Suite 1,  
 Morgantown, WV 26501-7209  
 15152922\* South Hills Orthopedics, 20000 Oxford Road, Suite 211, Bethel Park, PA 15102  
 15152923\* +St Clair Hospital, c/o CBCS, PO Box 2724, Columbus, OH 43216-2724  
 15152924\* +St Claire Hospital, c/o CBCS, PO Box 2724, Columbus, Ohio 43216-2724  
 15152925\* St. Clair Hospital, PO Box 540831, Pittsburgh, PA 15264  
 15152927\* +Washington Hospital, c/o CMC, 2121 Noblestown Road, Pittsburgh, PA 15205-3956  
 15152926\* +Washington Hospital, 155 Wilson Avenue, Washington, Pennsylvania 15301-3398

TOTALS: 1, \* 16, ## 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.  
 USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

District/off: 0315-2

User: lmar  
Form ID: 149

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Total Noticed: 25

Date Rcvd: Jun 22, 2020

\*\*\*\*\* BYPASSED RECIPIENTS (continued) \*\*\*\*\*

**I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.**

**Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.**

Date: Jun 24, 2020

Signature: /s/Joseph Speetjens

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## CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on June 22, 2020 at the address(es) listed below:

James Warmbrodt on behalf of Creditor PNC BANK NATIONAL ASSOCIATION bkgroup@kmllawgroup.com  
John C. Brzustowicz on behalf of Debtor Daniel L Fulop bmmlaw@brzmar.com  
Office of the United States Trustee ustpreion03.pi.ecf@usdoj.gov  
Ronda J. Winnecour cmecf@chapter13trusteedpa.com

TOTAL: 4